

Atty. Dkt. No. SALK1650-2  
(088802-2753)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Marc R. Montminy  
Title: METHODS FOR TREATING  
DIABETES MELLITUS  
Appl. No.: 09/515,276  
Filing Date: 02/29/2000  
Examiner: D. Wortman  
Art Unit: 1648

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b> I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Washington, D.C. on the date below.  <u>Stephen E. Reiter, Reg. No. 31,192</u> (Printed Name)  <u>Stephen E. Reiter</u> (Signature)  <u>5/15/02</u> (Date of Deposit)
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*Handwritten notes:* #4-11 Appeal & SM-Entity Status 5/20/02

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Patent Appeals from the decision of the Examiner finally rejecting Claims 1-7, 12 and 17 in the final rejection dated 12/17/01.

- ☒ [ X ] Applicant claims small entity status.
- ☒ [ X ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:
- ☒ [ X ] Notice of Appeal Fee
- ☒ [ X ] To be paid as detailed below
- ☐ [ ] Not required (Fee paid in prior appeal)

05/21/2002 CTH0452 00000003 500872 09515276  
01 FC:219 160.00 CH

In re application of  
Marc R. Montminy  
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The required fees are calculated below:

<input checked="" type="checkbox"/>		Notice of Appeal Fee	\$320.00
<input checked="" type="checkbox"/>	Extension for response filed within the second month:		\$400.00
<input checked="" type="checkbox"/>	Extension Already Obtained for first month:		[\$110.00]
		FEE TOTAL:	\$610.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$305.00
		TOTAL FEE:	\$305.00

☒ Please charge Deposit Account No. 50-0872 in the amount of \$305.00 . A duplicate copy of this transmittal is enclosed.

☐ A check in the amount of \_\_\_\_\_ is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 5/15/02

By Stephen E. Reiter

FOLEY & LARDNER  
Customer Number: 30542

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**30542**

PATENT TRADEMARK OFFICE

Telephone: (858) 847-6711

Facsimile: (858) 792-6773

Stephen E. Reiter  
Attorney for Applicant  
Registration No. 31,192